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ORIGINALLY FILED

Docket No. 00766.000025
Date: June 4, 2002

#28
AF-6-02
1635

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: TETSUYOSHI ISHIWATA, ET AL.

Application No.: 09/129,603

For: DNA ENCODING IgA NEPHROPATHY INDICATING PROTEIN

Filed: August 5, 1998

Group Art Unit: 1635

Commissioner for Patents
Washington, D.C. 20231

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Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated December 4, 2001 of the Primary Examiner finally rejecting claims 2, 5-7, 10 and 11.

The item(s) checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 920.00 extension fee under 37 C.F.R. §1.17 is being filed concurrently herewith.
2. ☐ A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1.17, was filed on .

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on

June 4, 2002

(Date of Deposit)

LAWRENCE S. PERRY

(Name of Attorney for Applicant)

Signature

June 4, 2002

Date of Signature

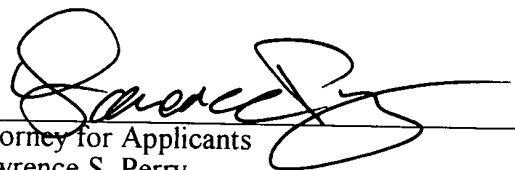
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3. ☒ Fee \$320.00
- ☐ Fee \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,


Attorney for Applicants
Lawrence S. Perry
Registration No. 31,865

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